

FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER <b>227-159</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)  <b>To be assigned</b>
INTERNATIONAL APPLICATION NO. <b>PCT/FI2003/000813</b>	INTERNATIONAL FILING DATE <b>3 November 2003</b>	PRIORITY DATE CLAIMED <b>4 November 2002</b>
TITLE OF INVENTION  <b>METHOD FOR INHIBITING YEAST GROWTH</b>		
APPLICANT(S) FOR DO/EO/US  <b>SUOMALAINEN et al.</b>		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The U.S. has been elected (Article 31).</li> <li>5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).             <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> WO 2004/041305 is attached hereto (22 pages specification, claims &amp; abstract (9 claims), 0 sheets drawings).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (        pages specification, claims &amp; abstract (        claims),        sheets drawings,        page Certificate of Translation).</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))             <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has <b>NOT</b> expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>b. <input checked="" type="checkbox"/> Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (3 page Form PCT/RO/101 and first page of printed publication acknowledging receipt thereof attached).</li> </ol> </li> <li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p><b>Items 11 To 20 below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.</li> <li>13. <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</li> <li>b. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> </ol> </li> <li>14. <input type="checkbox"/> An Application Data Sheet under 37 C.F.R. § 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>      <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information. International Preliminary Examination Report;</li> </ol>		

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER	
To be assigned		PCT/FI2003/000813		227-159	

21. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):			
<input checked="" type="checkbox"/> a) Basic national fee .....	\$300.00 (1631)/\$150.00 (2631)	\$	300.00
<input checked="" type="checkbox"/> b) Examination Fee .....	\$200.00 (1633)/\$100.00 (2633)	\$	200.00
<input checked="" type="checkbox"/> c) Search Fee .....	\$500.00 (1632)/\$250.00 (2632)	\$	500.00
<b>TOTAL OF ABOVE CALCULATIONS .....</b>		\$	0.00

☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
22 -100	-78 /50 =	0.00	\$!F10 Is Not In Table (1681)  \$!F10 Is Not In Table (2681)

Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than ☐ 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).

CLAIMS	NUMBER FILED	# EXTRA	RATE
Total Claims	9 minus 20 =	0 X	\$50.00 (1615)/ \$25.00 (2615)
Independent Claims	2 minus 3 =	0 X	\$200.00 (1614) \$100.00 (2614)
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)			\$360.00 (1616)/\$180.00 (2616)

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)

☐ Applicant claims small entity status. See 37 CFR 1.27.

Processing fee of \$130.00 (1618), for furnishing the English Translation later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).

**TOTAL NATIONAL FEE = \$ 1000.00**

Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property +

Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)

**TOTAL FEES ENCLOSED = \$ 1000.00**

Amount to be: refunded	\$
Charged	\$

a. ☐ A check in the amount of \$1000.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 14-1140 in the amount of \$\_\_\_\_\_ to cover the above fees. A duplicate copy of this form is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.

d. ☒ **CREDIT CARD PAYMENT FORM ATTACHED.**

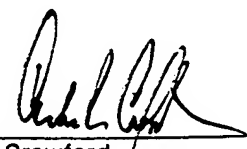
e. ☒ The entire content of International Application No. PCT/FI2003/000813 and any U.S. and foreign application(s) corresponding thereto, and FI 20021968, filed 4 November 2002, referred to in this application is/are hereby incorporated by reference in this application.

**NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.**

**CORRESPONDENCE ADDRESS**  
Direct all correspondence to:

☒ **Customer Number:** 23117  
Type Customer Number here

Telephone: (703) 816-4000  
...C:jsm

  
**Arthur R. Crawford**  
NAME  
25.327 May 3, 2005  
REGISTRATION NUMBER Date



11TH FLOOR  
901 NORTH GLEBE ROAD  
ARLINGTON, VIRGINIA 22203-1808  
UNITED STATES OF AMERICA

JC06 Rec'd PCT/PTO 20 SEP 2005

## Nixon & Vanderhye P.C.

ATTORNEYS AT LAW



September 20, 2005

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FACSIMILE: (703) 816-4100  
WRITER'S DIRECT DIAL NUMBER:  
(703) 816-4406  
E-MAIL: GRT@NIXONVAN.COM

U.S. Patent and Trademark Office  
**MS 16 - Refund**  
P.O. Box 1450  
Alexandria, VA 22313-1450

Subject: **REQUEST FOR REFUND TO DEPOSIT ACCOUNT**

Deposit Account No. 14-1140  
Statement Date: August 2005  
Date Posted: August 16, 2005  
Control No.: 3  
Fee Code: 1642  
Our Ref.: 227-159

Dear Sir:

Regarding the Monthly Statement of Deposit Account for August 2005 (copy attached), there is an error which is indicated and has resulted in an incorrect charge to our deposit account. This charge is unwarranted for the following reasons:

A charge for Search Fee of \$400 was made to our deposit account under fee code 1642. But the Search Fee of \$500 under fee code 1632 has already been paid to the PTO as seen in our transmittal sheet (copy attached) submitted May 3, 2005. Therefore, a refund in the amount of \$400 is requested.

Please issue a refund as soon as possible. If you have any questions or comments, please do not hesitate to contact the undersigned.

Sincerely yours,

**NIXON & VANDERHYE P.C.**

By: 

Gary R. Tangawa

GRT:ap  
Enclosure



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Patent and  
Trademark Office

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Shopping  
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Deposit Account Statement

Requested Statement Month:

August 2005

Deposit Account Number:

141140

Name:

NIXON & VANDERHYE P.C.

Attention:

MICHELLE N. LESTER

Address:

901 NORTH GLEBE ROAD, 11TH FLOOR

City:

ARLINGTON

State:

VA

Zip:

22203-1808

Country:

UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/01	23	10526878	1652-28 MTS	9204	-\$40.00	\$29,462.98
08/01	43	09812937	2380-228 -WB	1251	\$120.00	\$29,342.98
08/01	111	10367906	620-244 B	1463	\$70.00	\$29,272.98
08/01	687	10860636	4271-27 JR	8021	\$40.00	\$29,232.98
08/01	734	10973210	3870-59 BMD	8021	\$40.00	\$29,192.98
08/01	735	10974962	3870-56 BMD	8021	\$40.00	\$29,152.98
08/01	736	PCT/US05/04418	3870-57 BMD	8021	\$40.00	\$29,112.98
08/02	1	11134298	1114-207 -WB	1806	\$180.00	\$28,932.98
08/02	9	10524492	124-1105 SCS	1614	\$900.00	\$28,032.98
08/02	10	10433573	35-266 MTS	1202	\$350.00	\$27,982.98
08/02	11	10433573	35-266 MTS	1251	\$120.00	\$27,862.98
08/02	15	10521812	1483-31 LSN	2617	\$65.00	\$27,797.98
08/02	210	10497661	2590-90 DMB	8021	\$40.00	\$27,757.98
08/02	267	60668076	4440-6 B	1085	-\$225.00	\$27,982.98
08/02	272	09851138	2752-43 B	1203	-\$360.00	\$28,342.98
08/02	273	10483190	117-488 B	1806	-\$180.00	\$28,522.98
08/02	303	10827040		9204	-\$400.00	\$28,922.98
08/02	1881	78683602	790-1662 SCS	7001	\$325.00	\$28,597.98
08/03	1	PCT/US04/05497	1579-889 MTS	1703	\$11.00	\$28,586.98
08/03	2	09935163	249-190 ARC	1806	\$180.00	\$28,406.98
08/03	3	09736574	2380-208 ER	1201	\$86.00	\$28,320.98
08/03	300	78683808	110-544 SCS	7001	\$325.00	\$27,995.98
08/03	402	78683865	110-545 SCS	7001	\$325.00	\$27,670.98
08/03	522	78683923	110-548 SCS	7001	\$325.00	\$27,345.98
08/04	18	10531277	1035-586 MTS	1642	\$400.00	\$26,945.98
08/04	26	78677135	4196-12 SCS	7001	\$325.00	\$27,270.98
08/04	28	78677195	4196-12 SCS	7001	\$325.00	\$27,595.98

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08/04 91	10915717	329-623 HWB	1204	\$200.00	\$27,395.38
08/04 115	09615838	2594-16 MJS	2801	\$395.00	\$27,000.98
<del>08/04 126</del>	<del>78685326</del>	<del>3397-70 HWB</del>	<del>7007</del>	<del>\$275.00</del>	<del>\$25,725.98</del>
<del>08/05 373</del>	<del>76597643</del>	<del>336-39 HWB</del>	<del>7001</del>	<del>\$325.00</del>	<del>\$25,400.98</del>
<del>08/05 1429</del>	<del>78686378</del>	<del>3063-6 HWB</del>	<del>7001</del>	<del>\$350.00</del>	<del>\$25,750.98</del>
08/05 1681	78686520	937-1520 HWB	7001	\$650.00	\$25,100.98
<del>08/08 29</del>	<del>09985631</del>	<del>3063-7 HWB</del>	<del>7001</del>	<del>\$325.00</del>	<del>\$24,980.98</del>
<del>08/08 1156</del>	<del>78687391</del>	<del>3063-8 HWB</del>	<del>7001</del>	<del>\$325.00</del>	<del>\$24,655.98</del>
<del>08/08 1584</del>	<del>78687592</del>	<del>3063-8 HWB</del>	<del>7001</del>	<del>\$325.00</del>	<del>\$24,330.98</del>
08/09 11	09962604	39-246	2252	\$225.00	\$24,555.98
08/09 12	09962604	39-246	2254	\$225.00	\$24,330.98
08/09 48	10509892	4062-126 HWB	1614	\$88.00	\$24,242.98
08/10 2	08704784	337-1570 HWB	9204	\$455.00	\$24,697.98
08/10 12	6895903	337-1570 HWB	1811	\$100.00	\$24,597.98
<del>08/10 17</del>	<del>10479224</del>	<del>117-471 HWB</del>	<del>1251</del>	<del>\$120.00</del>	<del>\$24,477.98</del>
08/10 57	10522711	36-1880 HWB	1616	\$260.00	\$24,217.98
08/10 253	10689663	839-1482 HWB	1463	\$70.00	\$24,147.98
08/11 93	10685435	2551-130 HWB	1251	\$120.00	\$24,267.98
08/11 94	10685435	2551-130 HWB	1202	\$450.00	\$24,717.98
08/11 369	10544256	2466-135 HWB	1631	\$300.00	\$24,417.98
08/11 370	10544256	2466-135 HWB	1642	\$400.00	\$24,017.98
08/11 371	10544256	2466-135 HWB	1633	\$200.00	\$23,817.98
08/11 372	10544256	2466-135 HWB	1617	\$130.00	\$23,687.98
08/11 373	10544256	2466-135 HWB	1453	\$1,500.00	\$22,187.98
08/12 4	10251857	1035-388 HWB	1251	\$120.00	\$22,067.98
08/12 4	10203547	1418-32 MJS	1801	\$790.00	\$21,277.98
08/12 4	10533685	2466-109 HWB	1615	\$18.00	\$21,259.98
08/12 5	10533685	2466-109 HWB	1616	\$290.00	\$20,969.98
08/12 5	10203547	1418-32 MJS	1252	\$450.00	\$20,519.98
08/12 13	11126299	249-380 BT	9204	\$400.00	\$20,919.98
08/12 43	10485530	249-380 BT	8021	\$40.00	\$20,959.98
<del>08/12 488</del>	<del>78690901</del>	<del>141-418 HWB</del>	<del>7001</del>	<del>\$325.00</del>	<del>\$20,634.98</del>
08/15 22	10399565	550-429 BT	8021	\$40.00	\$20,674.98
08/16 3	10533816	227-159 SRT	1642	\$400.00	\$20,274.98
08/16 11	10933493	4105-32 ARC	8021	\$40.00	\$20,314.98
<del>08/16 82</del>	<del>10361507</del>	<del>1036-425 HWB</del>	<del>1202</del>	<del>\$150.00</del>	<del>\$20,164.98</del>
<del>08/16 83</del>	<del>10361507</del>	<del>1036-425 HWB</del>	<del>1201</del>	<del>\$200.00</del>	<del>\$19,964.98</del>
08/16 98	10815927	4059-21 HWB	1201	\$200.00	\$19,764.98
08/16 99	10815927	4059-21 HWB	1202	\$150.00	\$19,614.98
08/16 129	2902653	2818-86, -116 & -124 HWB	8521	\$40.00	\$19,574.98
08/16 130	2905536	2818-86, -116 & -124 HWB	8522	\$25.00	\$19,549.98
08/16 131	2927183	2818-86, -116 & -124 HWB	8522	\$25.00	\$19,524.98
<del>08/16 1507</del>	<del>78699406</del>	<del>4751-3 HWB</del>	<del>7001</del>	<del>\$325.00</del>	<del>\$19,199.98</del>
08/17 2	10785399	4147-65 HWB	1203	\$290.00	\$18,909.98
08/17 95	10094958	124-935 SCS	8021	\$40.00	\$18,869.98
08/18 5	10533815	265-179 RWF	1642	\$400.00	\$18,469.98
08/18 9	10433953	265-137 RWF	1201	\$200.00	\$18,269.98
08/18 10	10433953	265-137 RWF	1202	\$50.00	\$18,219.98

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